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SERIAL NUMBER	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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07/858,548 03/27/92 PECORINO

P 6249/07028 (G)

EXAMINER

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NEW YORK, NY 10022

21M1

RO, B

ART UNIT

PAPER NUMBER

2107

4

DATE MAILED: 04/22/93

This is a communication from the examiner in charge of your application.
COMMISSIONER OF PATENTS AND TRADEMARKS

☐ This application has been examined ☒ Responsive to communication filed on 1-28-93 ☒ This action is made final.

A shortened statutory period for response to this action is set to expire 3 month(s), 0 days from the date of this letter.
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- | | |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited by Examiner, PTO-892. | 2. <input type="checkbox"/> Notice re Patent Drawing, PTO-948. |
| 3. <input type="checkbox"/> Notice of Art Cited by Applicant, PTO-1449. | 4. <input type="checkbox"/> Notice of Informal Patent Application, Form PTO-152. |
| 5. <input type="checkbox"/> Information on How to Effect Drawing Changes, PTO-1474. | 6. <input type="checkbox"/> |

Part II SUMMARY OF ACTION

1. ☒ Claims 1-8, 12-13, 16-22 are pending in the application.
Of the above, claims _____ are withdrawn from consideration.
2. ☒ Claims 9-11, 14-15 have been cancelled.
3. ☐ Claims _____ are allowed.
4. ☒ Claims 1-8, 12-13, 16-22 are rejected.
5. ☐ Claims _____ are objected to.
6. ☐ Claims _____ are subject to restriction or election requirement.
7. ☐ This application has been filed with informal drawings under 37 C.F.R. 1.85 which are acceptable for examination purposes.
8. ☒ Formal drawings are required in response to this Office action.
9. ☐ The corrected or substitute drawings have been received on _____. Under 37 C.F.R. 1.84 these drawings are ☐ acceptable. ☐ not acceptable (see explanation or Notice re Patent Drawing, PTO-948).
10. ☒ The proposed additional or substitute sheet(s) of drawings, filed on 28 Jan 93 has (have) been ☒ approved by the examiner. ☐ disapproved by the examiner (see explanation). (Fig. 2B)
11. ☐ The proposed drawing correction, filed on _____, has been ☐ approved. ☐ disapproved (see explanation).
12. ☐ Acknowledgment is made of the claim for priority under U.S.C. 119. The certified copy has ☐ been received ☐ not been received
☐ been filed in parent application, serial no. _____; filed on _____
13. ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.
14. ☐ Other

EXAMINER'S ACTION

PART III SECOND OFFICE ACTION

1. Applicant's drawing correction should be submitted to PTO for approval as soon as possible. This application would not be allowable unless the drawing correction has been approved.
2. The drawings are objected to under 37 C.F.R. § 1.83(a). The drawings must show every feature of the invention specified in the claims. Therefore, the panel moved horizontally (claim 7), the remote control (claims 8,16,17), and manually operated moving means (claim 5) must be shown or the feature cancelled from the claim. No new matter should be entered.
3. Claims 1-8,12-13,16-22 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

The claims are rejected because of the following reasons:

Claims 1,18,19, inside the preamble, the expression "and the like" is indefinite.

Claim 4, line 2, the phrase "said cover" lacks proper antecedent basis. This phrase should be changed to --said cover means--.

Claim 17, line 1, the preamble "A housing" is inconsistent with the independent claim 18 "Cover unit" which claim 17 depends upon.

In all independent claims (1,18,19), the first phrase "Cover unit" should be changed to --A cover unit-- because all dependent claims used "A cover unit", therefore, the independent claims should use the same to be consistent.

4. Claims 1-8, 12-13, 16-22 would be allowable if rewritten or amended to overcome the rejection under 35 U.S.C. § 112.

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

6. Applicant's amendment necessitated the new grounds of rejection. Accordingly, **THIS ACTION IS MADE FINAL**. See M.P.E.P. § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 C.F.R. § 1.136(a).

A SHORTENED STATUTORY PERIOD FOR RESPONSE TO THIS FINAL ACTION IS SET TO EXPIRE THREE MONTHS FROM THE DATE OF THIS ACTION. IN THE EVENT A FIRST RESPONSE IS FILED WITHIN TWO MONTHS OF THE MAILING DATE OF THIS FINAL ACTION AND THE ADVISORY ACTION IS NOT MAILED UNTIL AFTER THE END OF THE THREE-MONTH SHORTENED STATUTORY PERIOD, THEN THE SHORTENED STATUTORY PERIOD WILL EXPIRE ON THE DATE THE ADVISORY ACTION IS MAILED, AND ANY EXTENSION FEE PURSUANT TO 37 C.F.R. § 1.136(a) WILL BE CALCULATED FROM THE MAILING DATE OF THE ADVISORY ACTION. IN NO EVENT WILL THE STATUTORY PERIOD FOR RESPONSE EXPIRE LATER THAN SIX MONTHS FROM THE DATE OF THIS FINAL ACTION.

7. Any inquiry concerning this communication should be directed to Bentsu Ro at telephone number (703) 308-3656.

Ro, April 17, 1993

Bentsu Ro
BENTSU RO
PRIME TIME
ART UNIT 217